

Chair Boyle called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson and Landis present and Commissioner Vap excused.

GENERAL ADMINISTRATION

Notice was duly published November 25, 2003, on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held December 2, 2003, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

Cheryl Elton provided a summary on telecommunications complaints received by the Communications Department during the preceding month.

C-2969/ In the Matter of the Commission, on its own motion, seeking
DC-63 an order to cease and desist operations and to revoke the
Certificates of Public Convenience and Necessity issued to
the named defendants: An order was entered to close the docket.
Motion made by Commissioner Rod Johnson, seconded by Commissioner
Lowell Johnson. Motion passed with Commissioners Anne Boyle, Lowell
Johnson, Rod Johnson, and Frank Landis voting AYE. Commissioner Jerry
Vap was absent, not voting.

C-3037 In the Matter of Nebraska Central Telephone Company,
Gibbon, seeking approval of Commercial Mobile Radio Ser-
vices (CMRS) Interconnection Agreement with Sprint Spectrum, L.P.,
d/b/a Sprint PCS, Overland Park, Kansas: An order was entered grant-
ing the application. Motion made by Commissioner Lowell Johnson,
seconded by Commissioner Frank Landis. Motion passed with Commis-
sioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis
voting AYE. Commissioner Jerry Vap was absent, not voting.

C-3038 In the Matter of NebCom, Inc., Jackson, seeking approval of
Commercial Mobile Radio Services (CMRS) Interconnection
Agreement with Sprint Spectrum L.P., d/b/a Sprint PCS, Overland Park,
Kansas: An order was entered granting the application. Motion made
by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis.
Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod
Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was
absent, not voting.

COMMUNICATIONS DEPARTMENT (Cont).

C-3039 In the Matter of Three River Telco, Lynch, seeking approval of Commercial Mobile Radio Services (CMRS) Interconnection Agreement with Sprint Spectrum, L.P., d/b/a Sprint PCS, Overland Park, Kansas: An order was entered granting the application. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was absent, not voting.

C-3040 In the Matter of Stanton Telephone Co., Stanton, seeking approval of a Commercial Mobile Radio Services (CMRS) Interconnection Agreement with Sprint Spectrum, L.P., d/b/a Sprint PCS, Overland Park, Kansas: An order was entered granting the application. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was absent, not voting.

C-3041 In the Matter of Clarks Telecommunications Co., Clarks, seeking approval of a Commercial Mobile Radio Services (CMRS) Interconnection Agreement with Sprint Spectrum, L.P., d/b/a Sprint PCS, Overland Park, Kansas: An order was entered granting the application. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was absent, not voting.

C-3042 In the Matter of Northeast Nebraska Telephone Company, Jackson, seeking approval of a Commercial Mobile Radio Service (CMRS) Interconnection Agreement with Sprint Spectrum, L.P., d/b/a Sprint PCS, Overland Park, Kansas: An order was entered granting the application. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was absent, not voting.

C-3043 In the Matter of Hartington Telecommunications Co., Hartington, seeking approval of a Commercial Mobile Radio Service (CMRS) Interconnection Agreement with Sprint Spectrum, L.P., d/b/a Sprint PCS, Overland Park, Kansas: An order was entered granting the application. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE. Commissioner Jerry Vap was absent, not voting.

Gene Hand reviewed Alltel's Monthly Service Quality Report for the month of October 2003.

RULES AND REGULATIONS

Laura Demman reported that the natural gas rules and regulations were approved by the Attorney General and Governor and had been filed with the Secretary of State on November 25, 2003.

GRAIN WAREHOUSE DEPARTMENT

The following shortages were discussed:

GW-1871 Wheat and sunflowers at Hergert Grain, Inc., Scottsbluff
GW-2162 Milo at Kent C. Manning dba Manning Grain Co., Burress

GW-2008 John Fecht discussed the final settlement of claims against Richland Grain, Inc., Richland and the dollar amount received from the court.

GW-1759 In the Matter of Union Insurance Company seeking cancellation of its Continuous Public Grain Warehouse Bond No. 232 90 44 in the amount of \$134,800.00, issued on behalf of White Grain Company, Neligh and Oakdale: Application was granted effective November 27, 2003.

Grain Dealer Division

The following applicants were granted a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending December 31, 2003:

SECURITY

GD-371	Prinz Grain and Feed, Inc., West Point	\$ 49,000
GD-1033	Fordyce Farmers Non-Stock Cooperative, Fordyce	35,000

GD-2837 In the Matter of Federal Insurance Company seeking cancellation of its Continuous Grain Dealer Bond in the amount of \$35,000.00, issued on behalf of Caterpillar Inc., Peoria, Illinois: Cancellation was granted effective November 29, 2003.

TRANSPORTATION DEPARTMENT

B-1617 In the Matter of Spencer M. Fentress, dba Fairbury Taxi, Fairbury, seeking to acquire, through transfer, the authority granted to Murvel LeRoy Fentress and Spencer M. Fentress, a partnership, dba Fairbury Taxi, in Certificate B-1499 and to extend its authority to between points in Jefferson County, and between points in Jefferson County and points in Nebraska. All trips to originate or terminate in Jefferson County: Upon agreement of all Commissioners present, the Protestant's Motion for Reconsideration was granted and the order modified.

TRANSPORTATION DEPARTMENT (Cont.)

B-1638 In the Matter of Roger and Lori Anderson, dba LA Limo, North Platte, seeking authority as a common carrier of passengers by luxury or stretch limousine in intrastate commerce between points in Lincoln County and between points in Lincoln County, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Upon agreement of all Commissioners, the application was granted.

B-1557 In the Matter of Hope Transportation, Inc., Omaha, seeking Supp. 1 authority as a common carrier of passengers in open class service between points in Cass, Otoe, Lancaster counties and between points in said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes: A hearing was set for January 14, 2004, at 10:00 a.m. in the Commission Hearing Room, Lincoln. Commissioner Boyle will preside as Hearing Officer.

B-1597 In the Matter of Caring Network, Inc., Omaha, seeking Supp. 1 authority as a common carrier of passengers in open class service between points in Cass County and between points in Cass County and points in Douglas and Sarpy counties over irregular routes: A video hearing was set for February 11, 2004, in the Commission Library, Lincoln; and the Nebraska State Office Building, Room 207, Second Floor, 1313 Farnam Street, Omaha. Commissioner Boyle will preside as Hearing Officer.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Household Goods Tariff 7-E: The fuel surcharge was reduced to 12 cents per mile and the taxi surcharge to 20 cents per trip.

GENERAL ADMINISTRATION

The Commission approved the following invoices:

Dell	\$ 795.10
GDS Associates Inc.	1,617.00
Kelly Services	266.88
Kelly Services	425.60
Anne Boyle	345.60
Anne Boyle	338.37
Gerald Vap	305.30
Gerald Vap	338.40

Upon agreement of all Commissioners present, the mileage reimbursement rate for field staff using personal vehicles was set at \$.30/mile.

GENERAL ADMINISTRATION (Cont.)

Commissioner Lowell Johnson moved that the Commission go into closed session to discuss personnel and litigation issues and Commissioner Landis seconded the motion. Upon agreement of all Commissioners, the Commission went into closed session at 10:28 a.m.

Commissioner moved that the Commission return to open session and Commissioner Landis seconded the motion. Upon agreement of all Commissioners, the Commission returned to open session at 10:30 a.m.

Upon agreement of all Commissioners, a salary adjustment was made for an employee in the Communications Department.

The meeting adjourned at 10:35 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson and Landis present and Commissioner Vap excused. The next regularly scheduled meeting will be held on December 9, 2003, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on December 8, 2003.

Chair

Executive Director